

# NEW HAMPSHIRE STATE PROFILE

Prepared with an interest in protecting the health and innocence of children, this profile provides an overview of sex education in New Hampshire, including:

- I. Chart showing [legal requirements for sex education](#) in this state
- II. [Profile of federal funding](#) the state has been awarded for sex education
- III. Chart of federally funded [programs/curricula used in state schools](#)
- IV. Overview of the state's [sex education legislation/guidelines](#)
- V. List of [how parental rights are being undermined](#) in this state
- VI. [News articles](#) regarding sex education in the state
- VII. [Opt-out form](#) to protect your child from comprehensive sexuality education (CSE)
- VIII. Suggestions for how you can [help protect child health and stop CSE](#)
- IX. [Resources](#) for up-to-date information about sex education in this state
- X. Contact information to [connect with others](#) who are concerned about this issue.



## I. LEGAL REQUIREMENTS FOR SEX EDUCATION IN NEW HAMPSHIRE

LEGISLATIVE REQUIREMENTS	YES	NO	N/A	LEGISLATIVE CODE
Sex Education Required	X			306.40(2e)
Sex Education Optional				
<b>If/When Provided, Sexual Education Must:</b>				
Be Medically Accurate*			X	
Be Age Appropriate			X	
Be Evidence-based			X	
Be Culturally Appropriate and Unbiased	X			306.06
Reference/Stress Abstinence**	X			306.40(2e)
Include HIV Education	X			186.11.IX.(a) &(b), 189.10
Be LGBTQ Inclusive			X	
Include safety against sexual abuse	X			186.11 (IX), 189.10
<b>Parental Role in Sexual Education:</b>				
Parents must be notified	X			186.11(IX-c)
Opt-In			X	
Opt-Out Option	X			186.11(IX-c)

\*See each state's definition of "medically accurate."

\*\*While requirement may say "abstinence-based" or to "stress abstinence" as the standard, many CSE programs only mention abstinence in passing; they don't establish abstinence as the expected standard and fail to emphasize abstinence as the only sure way to protect against pregnancy and sexually transmitted diseases, including AIDS.

**Note:** This state profile has been prepared by Family Watch International and the Protect Child Health Coalition. While the information provided is as accurate as possible and is updated annually, **check the Resources listed below for any updates.** Also, **please alert us** if you are aware of any changes, proposed legislation or issues regarding CSE that may be occurring in your state by completing the contact form at [www.stopcse.org/new-hampshire](http://www.stopcse.org/new-hampshire) or by emailing [StopCSE@FamilyWatch.org](mailto:StopCSE@FamilyWatch.org).



## II. NEW HAMPSHIRE SEX EDUCATION FEDERAL FUNDING PROFILE

### Federal Government Programs and Grants Awarded for New Hampshire

**WARNING:** *While grant requirements may state that curricula/programs are to be “evidence based” or “medically accurate” in order to receive funding, research shows that, often, funds go to curricula/programs that are ineffective (See [SexEdReport.org](http://SexEdReport.org)). In addition, content analyses show that many programs (Link to harmful CSE elements chart) normalize teen sex, encourage sexual pleasure-seeking, condone early sexual debut and promote high-risk sexual behaviors. It is important to look at the actual content of every curricula rather than relying on labels assigned to them.*

**DASH—Division of Adolescent and School Health**, a division of the Centers for Disease Prevention (CDC), works with community partners to provide training and resource development for so-called “HIV, STD, and pregnancy prevention” programs in school-based and community settings.

- New Hampshire received DASH funds totaling \$65,000 in fiscal year 2016.

**PREP—The Personal Responsibility Education Programs**, under the Family and Youth Services Bureau (FYSB), provides grants for sex education programs that are sometimes called “abstinence plus” programs and that focus on “both abstinence and contraception.”

- New Hampshire received PREP funds totaling \$250,000 in fiscal year 2017.<sup>i</sup>

**SRAE—Sexual Risk Avoidance Education** grants go to curricula/programs that emphasize risk avoidance and teach youth to voluntarily refrain from non-marital sexual activity and other risky behaviors. Note: See warning above.

- New Hampshire received NO SRAE program funds in 2016.

**Title V—The TITLE V State Abstinence Education Grant Program** funds abstinence education and mentoring to promote abstinence. However, note that at least one Title V program promotes promiscuity as healthy and normal. As noted above, **it is important to look at the actual content of the curricula.**

- New Hampshire received NO Title V funding for fiscal year 2017.<sup>ii</sup>

**TPP—The Teen Pregnancy Prevention** program, through the Office of Adolescent Health (OAH), funds comprehensive sex education programs for children aged 10 to 19. Note: Research shows that most TPP programs are ineffective at reducing pregnancy rates and some even increase risk. (See [SexEdReport.org](http://SexEdReport.org))

- New Hampshire received NO TPP funding for years 2015-2019.<sup>iii</sup>



### III. FEDERALLY FUNDED SEX EDUCATION PROGRAMS IN NEW HAMPSHIRE

**Note:** Programs in **red** text have been analyzed and found to contain harmful content for children. Programs not in red may or may not have harmful content.

See examples exposing harmful content in various CSE curricula and materials at [www.stopcse.org/cse-materials-index/](http://www.stopcse.org/cse-materials-index/). For example, the analysis of [Making a Difference](#), shows CSE programs sexualize children and encourage promiscuity and risky sexual behavior, typically without providing medically accurate information about the long-term risks associated with early sexual debut and experimentation.

#### Federally Funded Sex Education Programs / Curricula in New Hampshire

FUNDING SOURCE	PROGRAM OR CURRICULUM	FUNDING RECIPIENT
PREP	FOCUS/SHINE	The New Hampshire PREP Grant Program
PREP	<b>Reducing the Risk!</b>	The New Hampshire PREP Grant Program

See [stopcse.org/cse-materials-index/](http://stopcse.org/cse-materials-index/) for a menu of examples and analyses exposing the harmful elements to children of specific curricula and other CSE materials.



### IV. OVERVIEW OF NEW HAMPSHIRE SEX EDUCATION LEGISLATION & GUIDELINES

The following laws and guidelines apply to sex education and how sex education is taught in New Hampshire.

According to (2012) New Hampshire Education Title 15 <sup>iv</sup>(As of July 2, 2018)

The local school board shall require that each school health education program provides:

- **189:10 Studies<sup>v</sup>** –
  - The school board shall ensure that health education and physical education are taught to pupils as part of the basic curriculum. The school board shall ensure that all studies prescribed by the state board of education are thoroughly taught, [Including] human immunodeficiency virus (HIV)/acquired immunodeficiency syndrome (AIDS), and sexually transmitted diseases on the human system.

- 306.40<sup>vi</sup> Family life and comprehensive sexuality education, including instruction relative to abstinence and sexually transmitted infections in accordance with RSA 189:10
- IX-b<sup>vii</sup>
  - Health and Sex Education. Require school districts to adopt a policy allowing an exception to a particular unit of health or sex education instruction based on religious objections. Such policy shall include a provision for alternative learning sufficient to enable the child to meet state requirements for health education.
- IX-c.
  - Require school districts to adopt a policy allowing an exception to specific course material based on a parent's or legal guardian's determination that the material is objectionable.
  - Such policy shall include a provision requiring the parent or legal guardian to notify the school principal or designee in writing of the specific material to which they object and a provision requiring an alternative agreed upon by the school district and the parent, at the parent's expense, sufficient to enable the child to meet state requirements for education in the particular subject area.
  - The policy shall also require the school district or classroom teacher to provide parents and legal guardians not less than 2 weeks advance notice of curriculum course material used for instruction of human sexuality or human sexual education.
  - To the extent practicable, a school district shall make curriculum course materials available to parents or legal guardians for review upon request.

### **Age of Majority<sup>viii</sup> =**

Based on New Hampshire law, anyone under the age of 18 is considered a minor, while those 18 years old and older are considered adults.

### **Age of Consent<sup>ix</sup> =**

In New Hampshire the age when children can legally consent or agree to sex is 16.



## V. PARENTAL RIGHTS AT RISK IN NEW HAMPSHIRE

Warning! Most CSE programs put parental rights at risk by either encouraging or requiring that parents not be notified and/or by instructing children how to access such things as abortion, contraception and other so-called health services **without parental notification or consent**.

It is particularly dangerous to encourage students in this way, particularly considering the fact the laws often support what is being taught in CSE programs. For example:

Without notifying or receiving consent from their parents, minor children in New Hampshire may consent to and receive:

- Some contraceptive services
- All STI (sexually transmitted infection) services (applies to minors 14 and older).
- Some prenatal care services

In New Hampshire, parental notice (but not consent) is required for:

- Abortion services



## VI. NEWS HEADLINES FROM NEW HAMPSHIRE

**April 18, 2017 – “New legislation will require NH schools notify parents before teaching sex ed: Gov. Chris Sununu signed House Bill 103 on Monday”**

<https://www.wmur.com/article/new-legislation-will-require-nh-schools-notify-parents-before-teaching-sex-ed/9521598>

**April 10, 2017 - New Hampshire Bill Requires Notice Before Teaching Sex Ed:** Republican Gov. Chris Sununu is soon to decide whether New Hampshire schools must give parents two weeks' notice before teaching sex education or human sexuality. <https://www.usnews.com/news/best-states/new-hampshire/articles/2017-04-10/bill-would-require-2-weeks-notice-before-teaching-sex-ed>

**February 2017 - “Teach Sex Ed in Schools”**

<http://www.unionleader.com/apps/pbcs.dll/article?AID=/20170221/OPINION04/170229904>



## VII. OPT-OUT FORM

By signing a parental non-consent form, also known as an opt-out form, parents can protect their children from being subjected to harmful CSE programs. Download and print the provided form and modify it as needed (see included instructions). Sign it and take it to your child's school, and ask that it be put on file as part of your child's permanent record and that all teachers and instructors be notified.

A sample opt-out form, provided by Liberty Counsel, along with instructions for use, can be found at: [stopcse.org/new-hampshire](http://stopcse.org/new-hampshire)



## VIII. GET INVOLVED TO STOP CSE

**You can get involved to stop CSE and protect the health and innocence of children across the U.S. and in countries around the world:**

1. Sign the Stop CSE petition at [stopcse.org/petition/](http://stopcse.org/petition/)
2. Watch the "War Against Children" documentary and share this link to the documentary with your friends and neighbors at [stopcse.org/film/](http://stopcse.org/film/)
3. Connect with others in your state who are working to Stop CSE in your schools to see how you can get involved. Go to [stopcse.org/new-hampshire](http://stopcse.org/new-hampshire) to connect.



## IX. RESOURCES

- New Hampshire Title 15 Education - <http://www.gencourt.state.nh.us/rsa/html/NHTOC/NHTOC-XV.htm>
- New Hampshire Health Education guidelines 306.40 - [http://www.gencourt.state.nh.us/rules/state\\_agencies/ed300.html](http://www.gencourt.state.nh.us/rules/state_agencies/ed300.html)
- New Hampshire Department of Education Health/HIV/STI/Teen Pregnancy Education - [https://www.education.nh.gov/instruction/school\\_health/hiv.htm](https://www.education.nh.gov/instruction/school_health/hiv.htm)
- New Hampshire Statutes - <http://www.gencourt.state.nh.us/rsa/html/nhtoc.htm>
- New Hampshire Legislation - <http://www.gencourt.state.nh.us/>
- U.S. Legislation websites by state - <https://www.congress.gov/state-legislature-websites>

- U.S. Department of Health and Human Resource TPPP page - <https://www.hhs.gov/ash/oah/grant-programs/teen-pregnancy-prevention-program-tpp/current-grantees/index.html>
- U.S. Department of Health and Human Resource other state funding - <https://www.acf.hhs.gov/fysb/resource-library/search#?area%5B1981%5D=1981&type%5B5168%5D=5168&sort=recent&ajax=1>
- TPPP Funding - <https://www.hhs.gov/ash/oah/grant-programs/teen-pregnancy-prevention-program-tpp/about/index.html>
- Abstinence Education Grant Program Medical Accuracy Guide - [https://www.acf.hhs.gov/sites/default/files/fysb/medical\\_accuracy\\_aegp.pdf](https://www.acf.hhs.gov/sites/default/files/fysb/medical_accuracy_aegp.pdf)

Additional Resources:

- DOCUMENTARY: *The War on Children: The Comprehensive Sexuality Education Agenda* (FWI Documentary) – <https://stopcse.org>
- STUDY: Re-Examining the Evidence: School-based Comprehensive Sex Education in the United States (IRE Study) – [www.sexedreport.org](http://www.sexedreport.org)
- REPORT: An Evidence-Based Response to a Critique of Abstinence Education (IRE Report) - [https://www.comprehensivesexualityeducation.org/wp-content/uploads/IRE\\_Response\\_To\\_Santelli\\_Article\\_4-20-18.pdf](https://www.comprehensivesexualityeducation.org/wp-content/uploads/IRE_Response_To_Santelli_Article_4-20-18.pdf)



## X. CONNECT WITH OTHERS

Let us put you in contact with other people and organizations who are actively involved in helping to protect the health and innocence of children.

Fill out the contact form on [www.stopcse.org/new-hampshire](http://www.stopcse.org/new-hampshire) or email us your name, city, state, school district, and any questions or concerns you may have and we will put you in contact with people from your state or one of our national representatives.

Email Address: [StopCSE@familywatch.org](mailto:StopCSE@familywatch.org)

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<sup>i</sup> U.S. Department of Health and Human Services <https://www.acf.hhs.gov/fysb/resource-library/search#?area%5B1981%5D=1981&type%5B5168%5D=5168&sort=recent&ajax=1>

<sup>ii</sup> U.S. Department of Health and Human Services <https://www.acf.hhs.gov/fysb/resource-library/search#?area%5B1981%5D=1981&type%5B5168%5D=5168&sort=recent&ajax=1>

<sup>iii</sup> <https://www.hhs.gov/ash/oah/grant-programs/teen-pregnancy-prevention-program-tpp/about/index.html>

<sup>iv</sup> <http://www.gencourt.state.nh.us/rsa/html/NHTOC/NHTOC-XV.htm>

<sup>v</sup> <http://www.gencourt.state.nh.us/rsa/html/XV/189/189-10.htm>

<sup>vi</sup> [http://www.gencourt.state.nh.us/rules/state\\_agencies/ed300.html](http://www.gencourt.state.nh.us/rules/state_agencies/ed300.html)

<sup>vii</sup> <http://www.gencourt.state.nh.us/rsa/html/XV/186/186-11.htm>

<sup>viii</sup> <http://statelaws.findlaw.com/family-laws/legal-ages.html>

<sup>ix</sup> <https://www.legalmatch.com/law-library/article/age-of-consent-by-state.html?intakeredesigned=1>